

SENATE CHAMBER
AUSTIN, TEXAS, Wednesday, April 19, 1871. }

Senate met pursuant to adjournment; President Campbell presiding.

Roll called; quorum present.

Absent—excused—Senators Baker and Flanagan.

Prayer by the Chaplain.

Journal of yesterday read and approved.

PETITIONS AND MEMORIALS.

Senator Ruby rose to a question of privilege and read a printed memorial of the citizens of Galveston praying for the passage of Senate bill No. 321, "An act to incorporate the Galveston Trunk Railroad Company," asking further that upon receipt of the manuscript, if had to-day, the same be spread upon the journal.

REPORTS OF STANDING COMMITTEES.

Reports of Committee on Contingent Expenses :

COMMITTEE ROOM,
AUSTIN, April 18, 1871.

Hon. DON CAMPBELL,

President of the Senate :

SIR : Your Committee on Contingent Expenses, to whom was referred Senate bill No. 339, entitled "An act making an appropriation to defray the printing and contingent expenses of the Twelfth Legislature," have had it under consideration, and I am directed to report it back and recommend its passage.

J. S. MILLS,
Chairman.

Report read and laid over under the rules.

COMMITTEE ROOM,
AUSTIN, April 18, 1871.

Hon. DON CAMPBELL,

President of the Senate :

SIR : Your Committee on Contingent Expenses have examined the following accounts, and I am directed to report them approved and ordered to be paid :

A. T. Monroe.....	\$ 80 00
J. E. Matson.....	60 60
G. W. Lane.....	80 00
<i>State Gazette</i>	148 54
J. G. Tracy.....	334 60
J. G. Tracy.....	418 60
J. G. Tracy.....	551 60

Persons having approved claims will call upon the Secretary of the Senate, receipt therefor, and have them returned.

J. S. MILLS,
Chairman.

Report read.

On motion of Senator Mills, the rules were suspended to consider the report, and on further motion, the report was adopted and the several accounts allowed.

Reports of Committee on State Affairs :

COMMITTEE ROOM,
AUSTIN, April 17, 1871.

Hon. DON CAMPBELL,

President of the Senate:

SIR: Your Committee on State Affairs, to whom was referred petition of citizens of Paris, Lamar county, Texas, asking that the corporate limits of said city be changed, after careful consideration, instruct me to report the same back, and recommend the passage of the accompanying bill.

Respectfully,

S. W. FORD,
Chairman.

Senate bill No. 359, to be entitled "An act to incorporate the city of Paris, in Lamar county."

Report and bill read first time.

On motion of Senator Dohoney, the rules were suspended, to consider the report and bill.

Senate bill No. 359 read second time, ordered engrossed, and passed to a third reading.

On motion of Senator Dohoney, the rules were further suspended, and Senate bill No. 359 read third time and passed.

COMMITTEE ROOM,
AUSTIN, April 17, 1871.

Hon. DON CAMPBELL.

President of the Senate:

SIR: Your Committee on State Affairs, to whom was referred Senate bill No. 263, entitled "An act to provide for the taking care of sick or disabled persons in the employ of railroad companies or

their contractors," after careful consideration, instruct me to report the same back, and recommend that it do not pass.

Respectfully,

S. W. FORD,
Chairman.

COMMITTEE ROOM,
AUSTIN, April 17, 1871.

Hon. DON CAMPBELL,

President of the Senate :

SIR: Your Committee on State Affairs, to whom was referred Senate bill No. 334, entitled "An act to encourage the holding of industrial fairs by exempting certain property from taxation," after careful consideration, instruct me to report the same back and recommend its passage.

Respectfully,

S. W. FORD,
Chairman.

COMMITTEE ROOM,
AUSTIN, April 17, 1871.

Hon. DON CAMPBELL,

President of the Senate :

SIR: Your Committee on State Affairs, to whom was referred Senate bill No. 342, entitled "An act to incorporate the Texas Mercantile Association," after careful consideration, instruct me to report the same back and recommend its passage, with the accompanying amendments.

Respectfully,

S. W. FORD,
Chairman.

Amendments to Senate bill No. 342: Amend section one, line two, by striking out the words "in general assembly;" and section one, line ten, by striking out the word "perpetual."

COMMITTEE ROOM,
AUSTIN, April 17, 1871.

Hon. DON CAMPBELL,

President of the Senate:

SIR: Your Committee on State Affairs, to whom was referred Senate bill No. 347, entitled "An act to incorporate the Houston Dollar Savings' Bank," after careful consideration, instruct me to report the same back and recommend its passage.

Respectfully,

S. W. FORD,
Chairman.

COMMITTEE ROOM,
AUSTIN, April 17, 1871.

Hon. DON CAMPBELL,

President of the Senate :

SIR : Your Committee on State Affairs, to whom was referred Senate bill No. 352, entitled "An act to relinquish to the county of Ellis the State taxes for the years 1871 and 1872, for the purpose of completing a court house and building a jail," after careful consideration, instruct me to report the same back and recommend that it do not pass.

Respectfully,

S. W. FORD,
Chairman.

COMMITTEE ROOM,
AUSTIN, April 17, 1871.

Hon. DON CAMPBELL,

President of the Senate :

SIR : Your Committee on State Affairs, to whom was referred House bill No. 518, entitled "An act to incorporate the town of Ledbetter, county of Fayette," after careful consideration, instruct me to report the same back and recommend its passage, with the accompanying amendments.

Respectfully,

S. W. FORD,
Chairman.

Amendments of Committee on State Affairs to House bill No. 518 : Amend article two, lines six and seven, by striking out the word "perpetual;" article three, lines twenty-one and twenty-two, by striking out the words "with the concurrence of three members may expel a member."

COMMITTEE ROOM,
AUSTIN, April 17, 1871.

Hon. DON CAMPBELL,

President of the Senate :

SIR : Your Committee on State Affairs, to whom was referred House bill No. 488, entitled "An act to incorporate the town of Lancaster, in Dallas county," after careful consideration, instruct me to report the same back and recommend its passage.

Respectfully,

S. W. FORD,
Chairman.

COMMITTEE ROOM,
AUSTIN, April 17, 1871.

Hon. DON CAMPBELL,

President of the Senate :

SIR : Your Committee on State Affairs, to whom was referred House bill No. 437, entitled "An act to incorporate the town of Sulphur Springs, in Hopkins county," after careful consideration, instruct me to report the same back and recommend its passage.

Respectfully,

S. W. FORD,
Chairman.

COMMITTEE ROOM,
AUSTIN, April 17, 1871.

Hon. DON CAMPBELL,

President of the Senate :

SIR : Your Committee on State Affairs, to whom was referred House bill No. 435, entitled "An act to incorporate the city of Huntsville, in Walker county, Texas," after careful consideration, instruct me to report the same back and recommend its passage with the accompanying amendments.

Respectfully,

S. W. FORD,
Chairman.

Amendments to House bill No. 435, by the Committee on State Affairs : Amend section twenty-seven, line four, by striking out the word "hundred" and inserting the word "fifty;" also line five by striking out the word "months" and inserting the word "weeks."

COMMITTEE ROOM.
AUSTIN, April 17, 1871.

Hon. DON CAMPBELL,

President of the Senate :

SIR : Your Committee on State Affairs, to whom was referred House bill No. 385, entitled "An act to incorporate the town of Lexington, in Burleson county," after careful consideration, instruct me to report the same back and recommend its passage, with accompanying amendment.

Respectfully,

S. W. FORD,
Chairman.

Amendment to House bill No. 385 by Committee on State Affairs : Amend section three, line two, by inserting after the word "Governor" the words "and the board of aldermen shall consist of five members."

COMMITTEE ROOM.
AUSTIN, April 17, 1871.

Hon. DON CAMPBELL,

President of the Senate :

SIR: Your Committee on State Affairs, to whom was referred House bill No. 343, entitled "An act to incorporate the town of Winsborough, in Wood county," after careful consideration, instruct me to report the same back, and recommend its passage.

Respectfully,

S. W. FORD,
Chairman.

Reports read and laid over under the rules.

COMMITTEE ROOM,
AUSTIN, April 18, 1871.

Hon. DON CAMPBELL,

President of the Senate :

SIR: Your Committee on Stock and Stock Raising, to whom was referred House bill No. 4, entitled "An act to encourage stock raising, and for the protection of stock raisers," after careful consideration, instruct me to report the same back and recommend its passage with the accompanying amendments.

Respectfully,

S. W. FORD,
Chairman.

Amendments of Senate Committee on Stock and Stock Raising to House bill No. 4, "An act to encourage stock raising and for the protection of stock raisers :"

Amend section four, line fourteen, by inserting after the word "brand" the words "or marks," and line seventeen, by inserting after the word "county" the words "unless identified."

Section five, line fifteen, by inserting after the word "freshly" the words "marked and ;" also, line sixteen, by inserting after the word "brand" the words "and mark ;" also, line twenty-one, by inserting before the word "brand" the words "mark or ;" also, line twenty-four, by striking out the words "to his satisfaction" and inserting the words, "by proof or the exhibiting of a bill of sale properly witnessed ;" also line twenty-five, by inserting after the words "sequester all," the words "unmarked or ;" also line twenty-seven, by inserting after the word "freshly" the words "marked or ;" also line thirty and thirty-one, by striking out the words "to the satisfaction of the inspector," and inserting the words "by proof, or the exhibiting of a bill of sale properly witnessed ;" also line thirty-two, by inserting after the word "the" the words "mark and ;" also line thirty-six, by inserting after the

word "bidder" the words "after having given ten days notice; provided, no owner is found;" also same line, by striking out the words "one half" and inserting the word "and;" also lines thirty-seven and thirty-eight, by striking out the words "to go to the inspector, and the other half."

Amend section nine, line six, by striking out the word "section" and inserting the word "act;" also line twenty-eight, by striking out the words "to the common" and inserting the words "in the;" also line thirty-five, by striking out the word "common;" also by adding the following to the section: "*provided*, that when the owner of said property shall testify that the party accused, under this act, did have his consent to sell the same, the court may then dismiss the suit."

Amend section ten, line five by striking out the words "and payable;" also, amend by adding to said section the words "said fine to be paid into the county treasury."

Amend section eleven, line six, by inserting after the word "defaced," the words "not his own;" also, same line, strike out the words "and payable;" also, line seven, insert after the word "act," the words "said fine to be paid into the county treasury."

Amend section twelve, line six, by striking out the words "and payable;" also, amend by adding to said section the words "said fine to be paid into the county treasury."

Amend section thirteen, line five, by striking out the words "and payable;" and amend same section by adding to the section the words "said fine to be paid into the county treasury."

Amend by striking out section fourteen entirely.

Amend section sixteen, line two, by striking out the words "wherein he has no stock," and inserting after the word "driving" the word "marking;" also, line four, by inserting after the word "description" the words "not his own;" also, line thirteen, by inserting after the word "driving" the word "marking."

Amend section seventeen, line eight, by striking out the words "and payable;" also, line nine by inserting after the word "act" the words "said fine to be paid into the county treasury;" also, line eleven by striking out all of said section after the word "hide" and inserting the following: "*provided*, that when the owner of said dead animal shall testify that the party accused under this section did have his consent to skin said animal, the court may then dismiss the suit."

Amend section eighteen, line two, by inserting after the word "brand" the words "or mark;" also, line seven by striking out the words "and payable;" also, line eight by inserting after the word "act" the words "said fine to be paid into the county treasury."

Amend section nineteen, line two, by striking out the words "the sum of twenty-five cents;" also, line four by striking out all of said section after the word "act" and inserting the words "the same fees that are allowed by law for similar services."

Amend section twenty, line sixteen, by striking out the words "and payable;" also, line seventeen by inserting after the word "act" the words "said fine to be paid into the county treasury."

Amend section twenty-four, line one, by striking out the word "attempting" and inserting the words "who have shipped or attempted;" also, line two by inserting after the words "this State or" the words "driven or attempted;" also, lines five and six by striking out the words "the forfeiture of all such animals or hides" and inserting the words "a fine not less than twenty nor more than one hundred dollars for each animal so taken, driven or shipped;" also, line eight by striking out all of said section after the word "year," down to and including the word "act," in line thirty-six, and inserting the words "said suit may be prosecuted in any court in this State having jurisdiction of the same."

Amend section twenty-five, line thirteen, by striking out the words "Dallas and Collin" and inserting the following, viz: "Travis, Williamson, Bell, Coryell, McClennan, Falls, Limestone, Hill, Navarro, Ellis, Dallas, Collin and Grayson."

Report read.

On motion of Senator Fountain, the rules were suspended to consider the report and bill, and on further motion House bill No. 4 was made special order for Saturday next at 11 A. M.

COMMITTEE ROOM,
AUSTIN, April 17, 1871.

Hon. DON CAMPBELL,

President of the Senate:

SIR: Your Committee on State Affairs, to whom was referred House bill No. 156, entitled "An act supplementary to 'an act prescribing the times of holding the district courts in the several judicial districts in the State,' approved August 10, 1870," after careful consideration, instruct me to report the same back and recommend that it be laid on the table for the reason that a bill of like character has already been passed by this Legislature.

Respectfully,

S. W. FORD,
Chairman.

Report read.

On motion of Senator Ford, the rules were suspended to consider the report, and on further motion the report was adopted and House bill No. 156 laid on the table.

Senator Douglass submitted the following minority report of the Committee on Internal Improvements on Senate bill No. 331 :

COMMITTEE ROOM,
AUSTIN, April 19, 1871.

Hon. DON CAMPBELL,

President of the Senate:

SIR: The undersigned members of your Committee on Internal Improvements, dissenting from the report of the majority of said committee on Senate bill No. 331, beg leave to report, that they find the charter of the Galveston Trunk Railroad asks but the simple and naked right of way from Galveston to Houston, with the right of branching east and west at any point between Galveston and Houston. That it was in evidence before the committee that the incorporators asked for in said charter are acting as representatives of the citizens at large of the city of Galveston; that Galveston has suffered commercially during the past season for the want of transportation from Galveston to Houston; that Galveston has made proffers of subsidy, to induce existing corporations having the right of way from Galveston to Houston to build; that said corporations have either refused to construct said line on any terms, or have demanded so exorbitant a subsidy as to amount to a refusal.

Wherefore the undersigned ask the passage of the bill, with the following amendments :

Respectfully submitted,

J. P. DOUGLAS,
JOHN G. BELL,

Amend section one, strike out the word "perpetual," in line twelve, and insert in line thirteen, after the word "succession," the words "for ninety-nine years;" and in last line but one of said section, insert after the word "property," the words "necessary or proper for the use of said company."

Section second, in line ten, insert, after the word "river," the words "from Houston, to any point between Sabine City and Beaumont;" also, line thirteen, after the word "westward" insert "from Houston, to any point on the Rio Grande between Laredo and Eagle Pass."

Section eleven, strike out the word "special," in line three.

Strike out "section thirteen."

Add the following as an additional section: "The said company shall complete said Main Trunk Railroad from the city of Galveston to the city of Houston within five years from the passage of this act, or forfeit all rights and franchises herein granted, except to completed roads."

Report read and laid over under the rules.

Report of Committee on Immigration:

COMMITTEE ROOM,
AUSTIN, April 19, 1871.

Hon. DON CAMPBELL,

President of the Senate :

SIR : Your Committee on Immigration, to whom was referred Senate bill No. 329, "An act to incorporate the Texas and Europe Steamship Company," have had the same under careful consideration and beg leave to report the same back to your honorable body and recommend that it do pass with the following amendments : Amend by striking out section five ; amend section six by striking out the figure "6" and inserting the figure "5;" amend last line of section one, after the word "Galveston" add "or any other port or city."

W. H. PARSONS,
Chairman.

Report read and laid over under the rules.

Report of Committee on Enrolled Bills :

COMMITTEE ROOM,
AUSTIN, April 17, 1871.

Hon. DON CAMPBELL,

President of the Senate :

SIR : Your Committee on Enrolled Bills have carefully examined the following Senate bills and find them correctly enrolled : No. 56, entitled "An act for the relief of Moses L. Patton;" No. 68, entitled "An act to authorize the transmission of criminal process by telegraph and for other purposes;" No. 3, entitled "An act to incorporate the Houston Gewerbe Verein, city of Houston, Harris county, for benevolent purposes;" No. 95, entitled "An act to incorporate the San Antonio Hebrew Benevolent Association;" No. 109, entitled "An act to authorize J. F. Smith and J. Easley to erect a toll bridge over the mouth of Guthrie creek and the swamp channel of Grace's creek, in the county of Upshur and State of Texas;" No. 72, entitled "An act to incorporate the Hebrew Benevolent Association of Jefferson, Texas;" No. 107, entitled "An act to incorporate the San Antonio Shooting Company;" No. 36, entitled "An act to incorporate the German Casino of Columbus, Texas;" No. 345, entitled "An act supplemental to 'an act to provide for the release of children or other persons, citizens of the State of Texas, who are, have been or may hereafter be held as captives by the Indians,' approved April 5, 1871;" No. 276, entitled "An act to provide for the establishment of the Agricultural and Mechanical College of Texas;" and No. 206, entitled "An act to

incorporate the town of San Elezeario, in El Paso county," and to-day presented them to the Governor for his approval.

B. J. PRIDGEN,
Chairman.

Report read and received.

Report of Committee on Engrossed Bills:

COMMITTEE ROOM,
AUSTIN, April 19, 1871.

Hon. DON CAMPBELL.

President of the Senate:

SIR: Your Committee on Engrossed Bills, having examined and compared Senate substitute for House bill No. 433, "An act for the relief of S. B. Reid," find the same to be correctly engrossed.

G. T. RUBY,
P. W. HALL,
E. L. DOHONEY.

Reports read and received.

Message from the House by the Chief Clerk transmitting for signature the following enrolled House bills:

House bill No. 119, "An act to incorporate the Hebrew Benevolent Society of Bryan, Texas."

House bill No. 125, "An act to amend an act entitled 'an act to incorporate the Galveston City Company.'"

House bill No. 202, "An act to incorporate the city of Dallas, in Dallas county."

House bill No. 21, "An act to incorporate the Mission Valley Pontoon Bridge Company."

House bill No. 44, "An act to make an appropriation to pay the late assessors and collectors for taking the scholastic census in the several counties of this State."

House bill No. 48, "An act granting to Robert Fitzhugh and others authority to build a bridge across the east fork of the Trinity river."

House bill No. 307, "An act for the protection of the growth of pecan timber."

House bill No. 250, "An act to authorize the city council of the city of New Braunfels to levy and collect a special tax."

Enrolled bills signed by the President and returned to the House.

Also transmitting for concurrence the following House bills:

House bill No. 494, to be entitled "An act to incorporate the Galveston Bank and Trust Company."

House bill No. 582, to be entitled "An act to amend section seven

of an act entitled 'an act to incorporate the Texas Banking and Insurance Company,' approved July 1, 1870."

House bill No. 479, to be entitled "An act amendatory of 'an act to incorporate the Home Insurance Company of Houston, Texas.'"

House bill No. 224, "An act to release James Rodgers from paying State and county or city occupation tax on the sale of goods, confectioneries and groceries in the State of Texas."

Also, informing the Senate that the House had passed the following Senate bills:

Senate bill No. 33, an act to be entitled "An act to incorporate the Jefferson Insurance Company."

Senate bill No. 99, "An act to incorporate the Bank of Cleburne."

Senate bill No. 219, "An act to incorporate the Texas Savings Bank."

Senate bill No. 228, "An act for the relief of Thomas G. Davidson;" also,

Senate bill No. 42, "An act to incorporate the Merchants' and Planters' Savings Bank of Texas," with the following amendment: Amend section one, line eight, strike out the words "have perpetual succession," and insert in lieu thereof the words "have succession for fifty years."

Also, informing the Senate that the House had appointed Messrs. Zoeller, Haswell, Lorange, Simmons and Becton as committee of free conference, on the part of the House, to confer with the committee of the Senate on Senate amendments to House bill No. 25.

Also, transmitting for concurrence House concurrent resolution No. 6, "Authorizing the Speaker to appoint a committee of three from the House, to confer with a committee of two from the Senate, to designate a time for adjournment or taking a recess."

BILLS AND RESOLUTIONS.

By Senator Pettit, a resolution (Senate joint resolution No. 31) as follows: "*Resolved*, That, in the opinion of this Legislature, the annexation of Santo Domingo to the United States is an event greatly to be desired, provided the same be solicited and upon terms of political equality to the valid claims of other nations." Read first time.

Senator Evans moved that the resolution be rejected.

Yeas and nays called for, and motion to reject lost by the following vote:

Yeas—Bowers, Cole, Dohoney, Douglass, Evans, Ford, Latimer, Pyle, Rawson, Shannon—10.

Nays—Mr. President, Bell, Fountain, Gaines, Hall, Hillebrand, Mills, Parsons, Pettit, Picket, Pridgen, Ruby, Saylor, Tendick—14.

Senator Pettit moved that the resolution be referred to a select committee. Carried.

President appointed as such committee—Senators Pettit, Pickett and Fountain.

On motion of Senator Pyle, Senator Gaines was added to said committee.

By Senator Saylor, a bill (Senate bill No. 360) to be entitled "An act amendatory of and supplementary to an act entitled 'an act to incorporate the Pacific and Great Eastern Railway Company of Texas.'" Read first time and referred to the Committee on Internal Improvements.

Also, a bill (Senate bill No. 361) to be entitled "An act to incorporate the Bryan Horticultural Society." Read first time and referred to the Committee on State Affairs.

Also, a bill (Senate bill No. 362) to be entitled "An act to incorporate the Young Men's Real Estate Building and Joint Stock Association of the town of Bryan." Read first time and referred to the Committee on State Affairs.

Also, a resolution, (Senate joint resolution No. 32) "Joint resolution for relief of Moran Brothers." Read first time and referred to the Committee on Claims and Accounts.

By Senator Hall, a bill (Senate bill No. 363) to be entitled "An act to change the boundary line between Comal and Guadalupe counties." Read first time and referred to the Committee on Counties and County Boundaries.

By Senator Bell, a bill (Senate bill No. 364) to be entitled "An act to provide for each county in this State to punish certain grades of offences described therein." Read first time and referred to the Committee on Judiciary.

On motion of Senator Fountain, the rules were suspended to take from file Senate bill No. 121, "An act providing that all fees or costs of peace officers shall be taxed and payable in United States currency."

On motion of Senator Fountain, the Senate refused to concur in the following amendments adopted by the House:

House amendments to Senate bill No. 121: Amend section one by striking out the word "peace" before the word "officers;" amend section one by adding, "*provided*, that the fees shall not exceed the specie rates in force in this State in 1866."

11 o'clock A. M.

The hour having arrived for consideration of special order, Senate bill No. 296,

On motion of Senator Pickett, the consideration of special order was postponed and Senate bill No. 296 made the special order for Monday next at 11 o'clock A. M.

Postponed special order, Senate bill No. 308, "An act to organize the Bureau of Immigration."

The question being on the adoption of the following amendment reported by the Committee on Immigration: Amend section eight, after the word "provided," in the last line, add "said salary not to exceed thirty-five hundred per annum."

Pending discussion, Senator Parsons moved a call of the Senate. Call sustained.

Absent—Senators Evans, Mills, Pridgen and Pyle.

Absent—excused—Senators Baker and Flanagan.

On motion of Senator Bowers, the call was suspended.

Senator Bowers moved that the Senate take a recess for half an hour. Yeas and nays called for and motion lost by the following vote:

Yeas—Bowers, Evans, Pyle, Rawson, Tendick—5.

Nays—Mr. President, Bell, Broughton, Cole, Dohoney, Douglas, Ford, Fountain, Gaines, Hall, Hertzberg, Hillebrand, Latimer, Parsons, Pettit, Pickett, Ruby, Saylor, Shannon—19.

The question recurring on the adoption of the amendment to Senate bill No. 308, the yeas and nays were called for, and the amendment adopted by the following vote:

Yeas—Mr. President, Bowers, Cole, Dohoney, Evans, Ford, Fountain, Hall, Hertzberg, Hillebrand, Mills, Parsons, Pettit, Pickett, Rawson, Ruby, Saylor, Tendick—18.

Nays—Bell, Broughton, Douglass, Gaines, Latimer, Pyle, Shannon—7.

On motion of Senator Fountain, the rules were suspended to take from file House concurrent resolution No. 6, "Authorizing the Speaker to appoint a committee of three from the House, to confer with a committee of two from the Senate, to designate a time for adjournment or taking a recess."

And on further motion House concurrent resolution No. 6 was adopted.

The President appointed as such committee Senators Fountain and Rawson.

Consideration of Senate bill No. 308, "An act to organize the Bureau of Immigration," resumed.

Senator Parsons moved that the following amendment reported by the Committee on Immigration be adopted: In section nine, after the words "sum of," add the words "thirty thousand dollars"

Yeas and nays called for, and the amendment adopted by the following vote:

Yeas—Mr. President, Bowers, Cole, Dohoney, Evans, Ford, Fountain, Hall, Hertzberg, Hillebrand, Parsons, Pettit, Pickett, Rawson, Ruby, Saylor, Tendick—17.

Nays—Bell, Broughton, Douglass, Gaines, Latimer, Pyle, Shannon—7.

[Senator Fountain called to the chair.]

Senator Hall offered the following amendment: Section eight, line seven, after the word "Continent" insert "*provided, the agent for the Continent shall be required to visit Africa.*"

Senator Bell moved that the amendment be adopted.

Pending discussion, President Campbell moved to adjourn to 10 A. M. to-morrow.

Yeas and nays called for and motion lost by the following vote:

Yeas—Mr. President, Broughton, Cole, Evans, Latimer, Pickett, Pyle, Shannon—8

Nays—Bell, Bowers, Dohoney, Douglass, Ford, Fountain, Gaines, Hall, Hertzberg, Hillebrand, Mills, Parsons, Pettit, Pridgen, Rawson, Ruby, Saylor, Tendick—18.

The question recurring upon the adoption of the amendment offered by Senator Hall, the yeas and nays were called for, and the amendment lost by the following vote:

Yeas—Bell, Broughton, Douglass, Ford, Gaines, Hall, Hillebrand, Mills—8.

Nays—Mr. President, Bowers, Cole, Dohoney, Evans, Fountain, Hertzberg, Latimer, Parsons, Pettit, Pickett, Pridgen, Pyle, Rawson, Ruby, Saylor, Shannon, Tendick—18.

Senator Saylor moved to adjourn to 10 o'clock A. M., to-morrow. Yeas and nays called for and motion lost by the following vote:

Yeas—Mr. President, Broughton, Cole, Evans, Gaines, Parsons, Pickett, Pyle, Rawson, Shannon, Tendick—11.

Nays—Bell, Bowers, Dohoney, Douglass, Ford, Fountain, Hertzberg, Hillebrand, Mills, Pettit, Pridgen, Ruby, Saylor—13.

Senator Ford moved to adjourn to 3 o'clock P. M., to-day. Yeas and nays called for and motion lost by the following vote:

Yeas—Dohoney, Douglass, Evans, Ford, Hillebrand, Mills, Pettit, Pyle, Saylor, Shannon, Tendick—11.

Nays—Mr. President, Bell, Bowers, Broughton, Cole, Fountain, Gaines, Hertzberg, Parsons, Pickett, Pridgen, Rawson, Ruby—13.

By leave Senator Ruby presented the following memorial of citizens of Galveston:

To the Honorable the Senate and House of Representatives of the Legislature of the State of Texas:

Your memorialists would respectfully represent that they are citizens and tax payers of the city and county of Galveston, and

that they believe it to be of the utmost importance to Galveston, that there should be further railroad communication with other sections of the State, that they are willing and anxious to levy a tax on our property to carry into effect such railway enterprises as we may deem best for the interest of Galveston.

We, therefore, respectfully request the early passage by your Honorable bodies, of the charter for a Trunk Railroad from Galveston to Houston, and branches east and west from any point on the said trunk road, and in so doing we would state that the incorporators asked for in that charter are representing the interests of Galveston, and are only interested in common with ourselves in getting the charter to enable our city and county to act independently of, or in concert with the existing railroad corporations having the right of way into Galveston, as pending negotiations and future developments may show to be most advantageous.

J L Darrah
Wm Hendley & Co
J Dyer
Albert Ball
Henry Runge
J Kauffman
Evans & Co
W R Evans
Geo Schneider & Co
Greenleve, Block & Co
Moody & Jemison
Herman C Lange
Henry Schulte
Louis Schneider
J Henry Trask
F Half & Co
S Henry
A G Dreyfu
S Teist
T J Erst
S Kauffman
H Frauenfeld
C F Hohorst
L A Walther
J S McKeen
A C McKeen, in favor of all
C B Gardiner
R H Boulware
Chas E Richard

G W McKown
F Lindensted
A Wimmer
E Wimmer
L C Woodville
M Kopperl
Wm T Batterson
Selim Rinker
D C Stone
Focke & Wilkens
D Th Ayres & Co
Geo W Gower
Folts & Walshe
J W Bradford
Jno W Wicks
Shields & Son
Wm J Cain
J Gottschalk
A C Crawford & Son
Woeling & Co
Leon & H Blum
E Kaufmann
A P Corchoran
A Trenkel
Jno S Terribrood
Jos C Barnard
Johnson Z Lanberg
Jas Day
N N John.

R. P. Lang	W H John
I Wolston	J H Burnett & Co
Thos Reed	W B Wall
G C Rains	W A Dunklin & Co
F Ward	M Lasker
C Thompson, favors Grand	H A Highsmith
Trunk and all other roads.	A W Stewart
T B Stubbs & Co	C Delomel
Wm Hudley & Co	Wm A Jones
P P Brotherson	T F Hollis
L C Rountree	John C Wallis
A B Reading	P J Willis & Brother
C A Kauffman	F W Clayton
W Barnes & Co	R Johnson
Robert Horlock	J C Mundine
T Frank Hitchcock	J L & A C McKeen & Co
Dr Wakelee	S Martin
VonHarten & Nichols	A P Luckett
E VonHarten	N O Lauve
F Tarnke	J M Brandon & Co
J P Gross	Alphonse Lauve
S Xion	J C Jollison
Louis C Michael	Quin & Hill
M Block	R B Doswell
J H Collett	S B Burck
S Heidenheimer & Co	W H Hawkins
R J John	J P Kindred
Charles F Noyes	Jno H Hurt
F Jacobs & Co	C H Shepherd
T O Moore	D T Botto & Bro
Wallis, Landes & Co	A Niemann
G B Jewell & Co	B R Davis
Dargan & Tobyn	T H McMahan
Pierce & Perry	J B Woodyard
W F Brittingham	J R Davis
J Rosenfield	W S Davis
C W Hurley & Co	J S Vedder
William Crooks	C M Mason
Chas L Beissner, Jr	James D Latta
W P Gould	A W & E P Clegg
Wm O Cox	A W Clegg
L H Bering	Louis E Spencer
A W Wood	L C Fisher
A W Grimes.	C A Robertson

E S Outterside
 Ralph Levy & Co
 William E Poole
 R H Joiner
 John Adriance, Jr
 Wm Windmeyer
 Arthur Wimmer
 M McManus
 S Y Smith
 Wm H Williams
 Jno Howard
 B R Davis & Bros
 E S Wood
 Jno Seymour
 W Wolfgang
 F Reichenbach
 H Berger
 Albert G McMahan
 E E Rice
 M T English
 A P Lufkin
 Fred Gasch
 F Nazer
 Phi Stockton
 C M Beal
 Geo F Alford & Veal
 F N Daniel
 Jno M King
 Geo H Trabue
 Alex Nichols & Co
 T H McMahan & Co
 C O Bingham
 F R Lubbock & Son
 J C Gorham
 A Bradford
 J D Crawford, Jr
 Samuel G Gillespie
 S B Southwick & Co
 Charles H Leman
 Wilks Oldham
 E O Lynch
 E A Blakely
 J J Harding
 P H Hennesy

M L Gee
 E A Sellen
 A E Dege
 L Winley
 Wm Jamison
 M K Johnston
 R I Hughes
 Lewis H Dobson
 Leonard W Grace
 Allen Lewis & Co
 Robert J Leman
 C R Hughes
 L E Curtis
 J J Guthridge
 Lee S Daniel
 Norton J Fletcher
 J M Cauget
 Daffau, Davidson & Robo
 T Prandy
 I Bernstein & Co
 J C Kelly
 Robinson & Co
 D W Jenkins
 J J Magale
 Duble & Wootters
 F Lowenstel
 J H McCormick
 O M Edgerley
 J O Kishpaugh
 N D Lidstone
 M M Singletary
 H Vogel
 Joseph Schoolherr
 J Burton
 J G John
 Robert Ruff
 Wallis. Landes & Co
 H Roenburg
 R A Brown
 Shassy & Blum
 M F Mott
 H Nuese
 L Nuese
 E McLean

Rice & Baulard
J P Harrison
R E McCarthy
J F Smith
J H Lockett
George W Walton
L Finberg
Albert Ball, Jr
Lewis Eckel
B Shaper
J F Burkhardt
H C L Aschoff
Loeb Bros
J H Morris
Chas Baehr
Edgar Johnston
G T Jaeger
A Flake
James Magraw
L Clopman Jr & Co
E Engelke
A Groth
P Gengler
J E Moiton
B Tavares
W Werner
N R Sligh
A C Baker
J W Thompson
Geo Butler
Wm N Stowe
Henry Sampson
Jas Carden
Chas DeBlanc
Peter H Erhard
Joseph P Whiting
G W Embrey
J B Banks
Sherwood & Flourney
J S Hurt
Geo W Hiller
H A Landes
T A Gary
Edward T Austin
G W Trapp

Geo M Peete
Mitchell & Blunt
W F Blunt
Julius I Levy
A Kory & Brother
R L Shenard
Jas Edmondson
Jo Sonnentheil
Jo Wenk
Jul Sonnentheil
J F McAvoy
Randolph Bradley
W J Kampe
J Holstein
Francis Golger
Thos Goggan
J Denois & Co
Joseph Sauters
T E Thompson
Dr Jas Regus
W B Slade
C N Eley
Joseph G Reeve
W K McAlpin
A S Ambler
C C Pettit
J H Vennigerholz
M C McLemore
Mann & Baker
A H Willie
Dozier G Herbert
S B Noble
McLemore & Hume
Wm E Parker
J G Burnham
J W Lockhart
Henry Burns, Jr
Hiram Close
Geo M Steirer
A Westbrook
H C Johnston
James A McKee
Edward Bartlett
F Flake
C A Collett

Senator Dohoney offered the following amendment: Amend by striking out section seven. Amendment adopted.

Senator Saylor moved to adjourn to 10 A. M. to-morrow.

Yeas and nays called for, and motion to adjourn carried by the following vote:

Yeas—Mr. President, Broughton, Cole, Douglass, Evans, Gaines, Mills, Pettit, Pickett, Pridgen, Pyle, Saylor, Shannon, Tendick—14.

Nays—Bell, Bowers, Dohoney, Ford, Fountain, Hertzberg, Hillebrand, Parsons, Rawson, Ruby—10.

So the Senate, at 1:20 P. M., adjourned to 10 A. M. to-morrow.
